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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED

In Re the Application of:

McCARTHY et al.

Serial No.: 09/767,894

Filed: 01/22/2001

Atty. Docket No.: 3123-342

For: "HIGH EFFICIENCY, ERROR
MINIMIZING CODING
STRATEGY METHOD AND
APPARATUS"

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Group Art Unit: 2133

JUN 09 2005

Examiner: Abraham, Esaw **OFFICE OF PETITIONS**

PETITION FOR REVIVAL OF
UNINTENTIONALLY ABANDONED
PATENT APPLICATION
UNDER 37 CFR § 1.137(B)

CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS
BEING DEPOSITED WITH THE UNITED STATES POSTAL
SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE
ADDRESSED TO: MAIL STOP PETITION,
COMMISSIONER FOR PATENTS, P.O. BOX 1450,
ALEXANDRIA, VA 22313-1450, ON THIS 1st DAY OF
JUNE, 2005.


Tejal S. Hansra

Dear Sir:

Applicants hereby petition for revival of the above-identified patent application. The application was unintentionally abandoned, since a reply to the final Office Action dated March 1, 2004 was not filed.

In accordance with 37 CFR § 1.137(b), a Reply to the Office Action dated March 1, 2004 is being submitted herewith, along with a Request for Continued Examination (RCE) and associated fee.

Since this utility patent application was filed after June 8, 1995, no terminal disclaimer is required.

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I hereby state that the entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR § 1.137(b) was unintentional.

Applicants hereby authorize the Commissioner to charge the credit card identified on the enclosed Form PTO-2038 in the amount of \$1500.00 for the petition fee, as set forth in 37 CFR § 1.17(m) (Fee Code 1453). In addition, the Commissioner is hereby authorized to debit Deposit Account No. 50-2198 for any fee deficiencies associated with filing this paper.

A representative from the U.S. Patent and Trademark Office is invited to contact the undersigned regarding any matters relating to the present application.

Respectfully submitted,



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Date: JUNE 1, 2005